



STATE OF UTAH  
NATURAL RESOURCES  
Oil, Gas & Mining

file  
Norman H. Bangerter, Governor  
Dee C. Hansen, Executive Director  
Dianne R. Nielson, Ph.D., Division Director

355 W. North Temple • 3 Triad Center • Suite 350 • Salt Lake City, UT 84180-1203 • 801-538-5340

February 27, 1987

Mr. Elvin Maxwell  
Route 1 Box 136  
Fessenden, North Dakota 58438

Dear Mr. Maxwell:

Re: Declaration of Exemption, Elvin Maxwell, Lease #ML29540,  
Uranium, DOE/037/032, San Juan County, Utah

The Division is in receipt of your Declaration of Exemption (DOE) MR-4 application form for the above referenced claim. While the Division does not require any further information at this time, please note the following developments concerning "small mining operations" within the state of Utah.

During the 1986 and 1987 general session, the Utah State Legislature modified the Mined Land Reclamation Act, Chapter 8, Title 40, U.C.A., as amended. In part, the amended act eliminates the two acre/500 ton exemption and establishes a "small mining operation" category in its place. Small mining operations are defined as "mining operations which disturb or will disturb five or less surface acres at any given time".

The Division is continuing to accept MR-4 applications during the interim period between the passage of the amended act and the development of accompanying rules and regulations. However, please be advised that upon promulgation of new rules and regulations, each operator possessing an approved DOE and desiring to continue mining operations will be required to refile under the provisions of the new law and regulations pertinent to a "small mining operation". The Division will notify those operators having approved DOE applications on file of the new filing provisions when they are finalized.



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Thank you for your cooperation and for filing your application notice with our office. A Division representative will schedule a field inspection of your mine site when in the area. Should you have any questions or require additional information, please feel free to contact me or Frank Filas of my staff.

Sincerely,



L. P. Braxton  
Administrator  
Mineral Resource Development  
and Reclamation Program

clj  
cc: Jerry Mansfield, State Lands and Forestry  
F. Filas  
1069R/11-12